

Notice of Allowability

Application No.

09/621,830

Examiner

Cheryl Juska

Applicant(s)

ABRAMS, LOUIS BROWN

Art Unit

1771

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment filed 08/16/07.
2. ☒ The allowed claim(s) is/are 1-4,18,20,22,23,25-27,29-36,38,41,44-46,48,50-59 and 62-70.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date 07/19/07, 07/19/07
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 08/27/07.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other ____.
- /Cheryl Juska/
Primary Examiner
Art Unit 1771

DETAILED ACTION

Response to Amendment

1. Applicant's amendment filed August 16, 2007, has been entered. Claims 18, 22, 23, 26, 29-33, 35, 38, 44, 45, 54, and 57-59 have been amended as requested. Claims 5-17, 19, 21, 24, 28, 37, 39, 40, 42, 43, 47, 49, 60, and 61 have been cancelled, while new claims 64-70 have been added. Thus, the pending claims are 1-4, 18, 20, 22, 23, 25-27, 29-36, 38, 41, 44-46, 48, 50-59, and 62-70.

2. Said amendment is sufficient to withdraw the objection to claims 29 and 31 as set forth in section 4 of the last Office Action (Non-Final Rejection mailed 05/16/2007). Additionally, said amendment is sufficient to withdraw the 112, 2nd rejection set forth in section 7 of the last Office Action. Furthermore, as discussed at the interview on August 27, 2007, the 103 rejection set forth in section 9 of the last Office Action is hereby withdrawn due to the amendment to independent claim 18. Specifically, claim 18 has been amended to recite "the second ends of the flock fibers are in direct physical contact with and adhered to the thermosetting sheet," which would exclude the binder adhesive layer of the Mahn reference (US 5,338,603) that is intermediate to the thermosetting sheet and the flock. Note applicant's arguments set forth in the Amendment, page 12, 1st paragraph – page 13, 2nd paragraph.

Allowable Subject Matter

3. An updated search of the prior art has produced no new art of record.

Art Unit: 1771

4. Claims 1-4, 18, 20, 22, 23, 25-27, 29-36, 38, 41, 44-46, 48, 50-59, and 62-70 are allowed for the reasons set forth in section 10 of the last Office Action.

5. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cheryl Juska whose telephone number is 571-272-1477. The examiner can normally be reached on Monday-Friday 10am-6pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Terrel Morris can be reached at 571-272-1478. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

7. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Cheryl Juska/
Primary Examiner
Art Unit 1771

cj
October 1, 2007